IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.3566 OF 2006

1. Shri Suresh Gulabchand
Oswal and Ors. ....Petitioners.

V/s

1. State of Maharashtra
and Ors. ....Respondent

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Mr. A.V. Anturkar with Mr. S.B. Deshmukh for the petitioners.
Mr. R.L. Ketkar for respondent No.3.
Mr. P.I. Khemani, AGP for respondent Nos. 1 and 2.

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**CORAM: V.G. PALSHIKAR &**
**V.M. KANADE, JJ.**
**DATE : 20th June, 2006**

P.C.:

1. By this petition, petitioner is challenging the acquisition proceedings and the culminated award basically on the ground that the Act itself does not apply and the award is not made by a person having any jurisdiction under the Act. In such circumstances, petition, questioning that award, is not tenable. Petitioner has an adequate efficacious remedy which he can always pursue including the Civil Suit in a Court of competent jurisdiction.

2. Petition is rejected.

**(V.G.PALSHIKAR, J.)**

**(V.M. KANADE, J.)**